1. SB Civil Writ Petition No. 672/2005

   Managing Committee of MK Saboo PG College Vs State & anr

2. SB Civil Writ Petition No. 6400/2004

   DAV College, Managing Committee Vs State of Raj & anr

3. SB Civil Writ Petition No. 5741/2002

   Managing Committee of Seth Moti Lal (PG) College Vs State & anr

9.10.2006

Hon'ble Mr Justice Ashok Parihar

Mrs Naina Saraf

Mr NK Maloo – for petitioners

Miss Anshul Gupta for Mr Bharat Vyas, AAG, for respondents

BY THE COURT:

Since on same set of facts almost similar prayers have been made, all the writ petitions have been heard together and are being decided by this common order.

The dispute is in regard to reimbursement of additional amount paid to the employees as per the Career Advancement Scheme from the Grant-in-Aid in pursuance to the Scheme framed by the Central Government.

The controversy had already been decided by this court long back in SB Civil Writ Petition No. 5271/1992 “Shri Agarwal Siksha Samiti Vs The State of Rajasthan, decided on 7.5.1993. The decision of the learned Single Judge has further been affirmed by the Division Bench as

also by the Hon'ble Supreme Court.

Since the Scheme, as framed by the Central Government, has already been approved by the courts, there is no justification for denying the relief to the petitioners as prayed. The reply filed on behalf of respondents is absolutely vague and evasive.

Accordingly, the writ petitions are allowed. The respondents are now directed to make the payment of Grant-in-Aid to the extent of additional benefit been given to the employees as per Career Advancement Scheme within thirty days from the date of receipt of certified copy of this order.

(Ashok Parihar)J.

bnsharma